


PATENT

CASE #F3330(C)
UNUS #03-0347-UNI

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to:

"Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450"

on October 12, 2005


Gerard J. McGowan, Jr.
Attorney for Applicants
Reg. No. 29,412

October 12, 2005
Date of Signature

IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

CUSTOMER NO. 000201

APPLICANT: Malone et al.
SERIAL NO.: 10/780,182
FILED: February 17, 2004
FOR: Frozen Aerated Product

GROUP: 1761
EXAMINER: Maureen Donovan
ENGLEWOOD CLIFFS, NEW JERSEY 07632

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

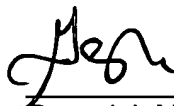
Applicants hereby appeal to the Board of Appeals from the decision dated July 12, 2005 of the Primary Examiner's final rejection of claims 1-17.

The item(s) check below are appropriate:

- ☒ A timely response to the final Rejection has been filed.
- ☐ An Extension of Time to respond to the Final Rejection was requested for two months.
- ☐ An Extension of Time to file a Notice of Appeal was granted for one month(s).
- ☒ Charge statutory fee of \$500.00 to Deposit Account No. 12-1155. Please charge any additional fees or credit overpayment to Deposit Account No. 12-1155. This request is being submitted in triplicate.

10/18/2005 RHEBRAHT 00000030 121155 10780182
01 FC:1401 500.00 DA

GJM/pod
(201) 894-2297



Gerard J. McGowan, Jr.
Attorney for Applicant
Registration No. 29,412